

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

DEMETRIUS GOODEN,	)	CASE NO. 1: 05 CV 0075
	)	
Petitioner,	)	
	)	JUDGE DONALD C. NUGENT
v.	)	
	)	
	)	
ROB JEFFREYS, WARDEN,	)	JUDGMENT
	)	
Respondent.	)	

Pursuant to a Memorandum Opinion and Order of this Court, Petitioner's objections to the Report and Recommendation (ECF # 16) are **OVERRULED**, the Report and Recommendation of Magistrate Judge Vecchiarelli is hereby **ADOPTED** (ECF # 10), and Petitioner's Petition for a Writ of Habeas Corpus is **DISMISSED**.

Further, the Court certifies, pursuant to 28 U.S.C. § 1915(a)(3), that an appeal from this decision could not be taken in good faith, and there is no basis upon which to issue a certificate of appealability. 28 U.S.C. § 2253(c); Fed. R. App. P. 22(b).

IT IS SO ORDERED.

s/ Donald C. Nugent  
DONALD C. NUGENT  
United States District Judge

DATED: December 15, 2005